

NOTE: This disposition is nonprecedential.

**United States Court of Appeals  
for the Federal Circuit**

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**PROBATTER SPORTS, LLC,**  
*Plaintiff-Appellee*

v.

**SPORTS TUTOR, INC.,**  
*Defendant-Appellant*

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2022-1814

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Appeal from the United States District Court for the District of Connecticut in No. 3:05-cv-01975-VLB, Judge Vanessa Lynne Bryant.

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**JUDGMENT**

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JOHN RICHARD HORVACK, JR., Carmody Torrance Sandak & Hennessey LLP, New Haven, CT, argued for plaintiff-appellee. Also represented by DAMIAN KEVIN GUNNINGSMITH, FATIMA LAHNIN.

CHRISTOPHER B. ROBERTS, Woodard, Emhardt, Henry, Reeves & Wanger, LLP, Indianapolis, IN, argued for defendant-appellant. Also represented by JOHN C. MCNETT.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (DYK, CHEN, and STOLL, *Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

November 14, 2023  
Date



Jarrett B. Perlow  
Clerk of Court